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THOMAS M. EAGAN (TE 1713)  
MALOOF BROWNE & EAGAN LLC  
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*Attorneys for Plaintiff*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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NIPPONKOA INSURANCE COMPANY  
LIMITED and NIPPON EXPRESS U.S.A.  
(ILLINOIS), INC.,

07 Civ. 10498

*Plaintiff* : **STATEMENT PURSUANT**  
- against - : **TO F.R.C.P. 7.1**

NORFOLK SOUTHERN RAILWAY  
COMPANY and THE KANSAS CITY  
SOUTHERN RAILWAY COMPANY,

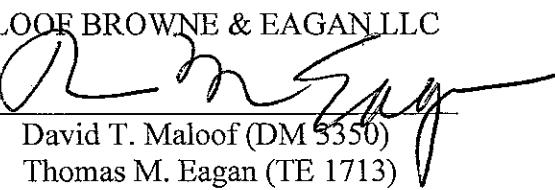
*Defendants.*

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Pursuant to Federal Rule of Civil Procedure 7.1, and to enable Judges and  
Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned  
counsel of record for a private (non-governmental) party certifies that the following are corporate  
parents, subsidiaries, or affiliates of that party which are publicly held:

- Nipponkoa Life Insurance Company, Ltd.
- Nipponkoa Insurance Company, Ltd.

Dated: Rye, New York  
November 20, 2007

MALOOF BROWNE & EAGAN LLC

By: 

David T. Maloof (DM 3350)

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